

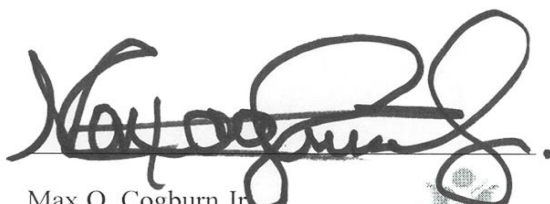
released to home confinement due to the coronavirus, and citing 28 U.S.C. § 3582(c)(1)(A).

Defendant asserts that he suffers from asthma, chronic lung disease, and tuberculosis, and he notes that he takes medications for his conditions.

Defendant's release is not appropriate because he cannot establish "extraordinary and compelling reasons [to] warrant such a reduction" under Section 3582(C)(1)(A)(i). The BOP denied Defendant's request, noting that Defendant's age and risk of recidivism do not make him eligible for release under BOP guidelines for releasing inmates due to coronavirus concerns. The BOP is in a better position than the district courts to determine whether an individual defendant's circumstances and the prison environment warrant relief due to coronavirus concerns, and the BOP's justifications for denying Defendant's request (his age and risk of recidivism level) are reasonable.

For the reasons stated herein, Defendant's pro se Motion for Compassionate Release/Reduction of Sentence, (Doc. No. 76), is **DENIED**.

Signed: May 21, 2020



Max O. Cogburn Jr.
United States District Judge